



U.S. DEPARTMENT OF COMMERCE  
PATENT AND TRADEMARK OFFICE

AF/2128

**NOTICE OF APPEAL AND REQUEST FOR  
EXTENSION OF TIME  
PURSUANT TO 37 C.F.R. § 1.136(a) AND  
TRANSMITTAL OF AMENDMENT**

Docket Number  
**2345/79**

**RECEIVED**

**DEC 07 2004**

Technology Center 2100

Application Number  
**09/341,232**

Filing Date  
**October 25, 1999**

Examiner  
**Fred O. Ferris,  
III**

Art Unit  
**2128**

Title  
**METHOD FOR GENERATING A NETWORK**

Applicant(s)  
**Volker ERNST et al.**

Address to:

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450  
Mail Stop AF

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on

Date: Nov. 30, 2004

Signature: Linda M. Shudy (ecoute)

Linda M. Shudy (Reg. No. 47,084)

Applicants hereby appeal to the Board of Patent Appeals and Interferences from the decision of the Examiner in the Final Office Action mailed on July 30, 2004 finally rejecting claims 21 to 23, 25 to 28 and 37 to 45.

This is also a Request pursuant to 37 C.F.R. § 1.136(a) by which Applicants respectfully request a one-month extension of time in which to respond to the Final Office Action so that the original three month response period is extended from October 30, 2004 to November 30, 2004. An Amendment is being filed concurrently (attached hereto) with this Notice of Appeal.

The Commissioner is hereby authorized to charge the 37 C.F.R. § 1.191 Notice of Appeal fee, which is believed to be **\$340.00**, and the 37 C.F.R. § 1.136(a) one-month extension fee, which is believed to be **\$110.00**, to the deposit account number **11-0600** of **Kenyon & Kenyon**. The Commissioner is also authorized, as appropriate and/or necessary, to charge any additional fees, including any additional Rule 136(a) extension fees, or credit any excess fees to deposit account number **11-0600** of **Kenyon & Kenyon**. Two duplicate copies of this paper are enclosed for those purposes.

Dated: Nov. 30, 2004

By:

Richard L. Mayer

Richard L. Mayer (Reg. No. 22,490)

**KENYON & KENYON**

One Broadway  
New York, New York 10004  
Tel. (212) 425-7200  
Fax (212) 425-5288

**CUSTOMER NO. 26646**

By: Linda Shudy (ecoute)  
Reg. No. 47084

12/06/2004 AWONDAF1 00000103 110600 09341232

01 FC:1401 340.00 DA  
02 FC:1251 110.00 DA